

1 The Honorable Marsha J. Pechman
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**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON**

9 PUGET SOUND ELECTRICAL WORKERS
10 HEALTH AND WELFARE TRUST
11 (INCLUDES VACATION ALLOWANCE),
12 PUGET SOUND ELECTRICAL WORKERS
13 PENSION TRUST, PUGET SOUND
14 ELECTRICAL JOINT APPRENTICESHIP
15 AND TRAINING TRUST, NATIONAL
16 ELECTRICAL BENEFIT FUND, and LABOR
17 MANAGEMENT COOPERATION TRUST,
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19 Plaintiffs,
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21 vs.
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24 SEATTLE SCHOOL DISTRICT NO. 1,
25 SAFECO INSURANCE COMPANY OF
26 AMERICA, a Washington corporation, LEASE
27 CRUTCHER LEWIS WA, LLC, a Washington
28 limited liability company, D. W. CLOSE
COMPANY, INC., a Washington corporation,
COMMPLUS ASSOCIATES, LLC, a
Washington limited liability company,

Defendants.

Case No. CV09-0906 MJP

STIPULATION AND ORDER OF
DISMISSAL WITHOUT PREJUDICE

CLERK'S ACTION REQUIRED

STIPULATION

25 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs Puget Sound
26 Electrical Workers Health and Welfare Trust, Puget Sound Electrical Workers Pension Trust,
27 Puget Sound Electrical Joint Apprenticeship and Training Trust, National Electrical Benefit
28 Fund, and Labor Management Cooperation Trust and Defendant Commplus Associates, LLC

STIPULATION AND ORDER OF DISMISSAL - 1

1 that pursuant to F.R.C.P. 41(a)(1)(A)(ii) this matter should be dismissed without prejudice, with
2 each party to pay their own costs and attorneys' fees.

3 DATED this 30th day of November, 2009.

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5 EKMAN, BOHRER & THULIN, P.S.

SEBRIS BUSTO JAMES

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12 **ORDER**

13 Based on the Stipulation above, the Court hereby ORDERS that this action is dismissed
14 without prejudice and without costs or fees to either party.

15 DATED this 8th day of December, 2009.

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20 Marsha J. Pechman
United States District Judge